IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Steven M. Shei
Serial No. 10/680,626
Filed October 7, 2003
Confirmation No. 5554
For FOOD WARMING APPARATUS AND METHOD
Examiner Thor S. Campbell

Art Unit 3742

May 26, 2006

PETITION TO WITHDRAW FROM ISSUE AFTER PAYMENT OF ISSUE FEE PURSUANT TO RULE 1.313(c)(2)

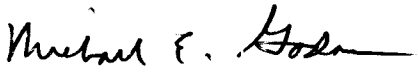
TO THE COMMISSIONER OF PATENTS,
SIR:

Applicants request withdrawal of the above-referenced patent application from issue so that a request for continued examination in compliance with §1.114 (RCE) can be filed. An RCE and Amendment B accompany this Petition. The issue fee for this application was transmitted on July 29, 2005. Neither an issue date nor a patent number has been assigned.

As reflected in accompanying Amendment B, applicant wishes to amend claim 1 and other claims of the application in view of U.S. Patent No. 6,011,243 (Arnold et al). In particular, claim 1 is amended in Amendment B to further specify that the heat source is an infrared heat source selected from the group of (i) ceramic infrared heat source, (ii) halogen infrared heat source, (iii) quartz infrared heat source, and (iv) infrared heat lamp. Other claims are amended along similar lines. All claims are amended to specify an infrared heat source.

The Commissioner is hereby authorized to charge the $130 petition fee to Deposit Account No. 19-1345. The Commissioner is also authorized to charge any underpayment and credit any over-payment to Deposit Account No. 19-1345.

Respectfully submitted,



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